



HOUSE BILL 424: Superseding Domestic Orders.

2017-2018 General Assembly

Committee:	House Judiciary IV. If favorable, re-refer to Rules, Calendar, and Operations of the House	Date:	April 19, 2017
Introduced by:	Reps. W. Richardson, Harrison, Belk	Prepared by:	Brian Gwyn
Analysis of:	First Edition		Committee Co-Counsel

OVERVIEW: *House Bill 424 would provide that subsequent orders related to custody, child and spousal support, and possession of property supersede like provisions in a domestic violence protective order.*

CURRENT LAW: Under G.S. 50B-3, a court or magistrate has the authority to issue a domestic violence protective order (DVPO) to provide temporary relief to individuals who have been affected by domestic violence. DVPOs can provide a wide range of relief, including, but not limited to, child custody, child and spousal support, and possession of property. DVPOs are valid for a fixed period of time not to exceed one year. DVPOs may generally be renewed for up to two years at a time, with the exception of a temporary award of custody, which may not be renewed beyond the maximum one-year period.

BILL ANALYSIS: House Bill 424 would provide that subsequent orders related to custody, child and spousal support, and possession of property issued under Chapter 50 or Chapter 110 of the General Statutes supersede similar provisions in a protective order issued under G.S. 50B-3.

EFFECTIVE DATE: House Bill 424 would be effective October 1, 2017.

Karen Cochrane-Brown
Director



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Legislative Analysis
Division
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